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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

BRET MICHAELS and  
LAST CHILD PRODUCTIONS, INC.,

Plaintiffs,

- against -

MICHAEL S. BANKS, JENNIFER KINGSTON  
and ALOHA EVENTS, LLC,

Defendants.

Civil Action No.:  
5:10-cv-989(DNH/DEP)

**Request for  
Clerk's Certificate  
Of Entry of Default**

Pursuant to Fed. R. Civ. P. 55(a) and L.R. 55.1, plaintiffs Bret Michaels and Last Child Productions, Inc. request a Clerk's certificate of entry of default against defendant Michael S. Banks. Within in an accompanying affidavit, I affirm that the party against whom the judgment is sought:

- 1) is not an infant or incompetent person;
- 2) is not in the military service;
- 3) was properly served under Fed. R. C. P. 4 and proof of service having been filed with the court;
- 4) has defaulted in appearance in the above captioned action.

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Hackensack, NJ  
Date: June 24, 2011

s/ Brent M. Davis  
Brent M. Davis, Esq. (516454)  
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BIENSTOCK & MICHAEL, P.C.

*Attorneys for Plaintiffs*